

**Commissioner Meeting
October 16, 2012**

Present: David Gogel, Al Logsdon, Chuck Painter, Tara Lloyd, Attorney Lindsey, Auditor Lynam

Meeting was called to order by President David Gogel at 1:00 P.M.

Minutes

Logsdon made a motion to approve the minutes from August 7th as presented. Gogel seconded the motion, motion approved.

Highway Report

Painter presented copies of the right-of-way easements that Lindsey had written up for the Nathan Helms property on County Road 750W; part of the property is in the name of his son and daughter-in-law. Lindsey felt that this was something the Commissioners needed to approve the easements because there is a potential if you change the course of water you could be liable if you cause damage.

Logsdon made a motion to approve the granting of the right-of-way easements for Nathan & Thomas Helms and their wives for a drainage pipe along County Road 750 W in order to preserve and maintain said County Road. Gogel seconded the motion, motion passed. Logsdon further stated that the Commissioners had sought advice from the County Road Superintendent, the County Surveyor and one of the excavators used to improve drainage in the county to ensure that we were not creating a situation that would unduly dump excess water on unsuspecting property owners.

Painter then passed out copies of a Pollution/Situation Report on the Brownfield Site for everyone to look over when they had time. Kevin Turner would be the one to ask questions if they had any, he is still on site but expects to be finished by Friday. Once he finishes up he will write a report and get it to the Commissioners, probably after the first of the year. He said that once that crew is off that site they will put up fences and no trespassing signs to keep people out.

Gohmann Asphalt wanted to know if we would be interested in buying sand from them at a very reasonable price. Painter said we really don't use sand anymore, we use bottom ash for back fill and snow removal, this was just something for the Commissioners to think about.

Engineer Report

Lloyd said she had responded to a letter from Clare Hunter, an individual from Carmel, Indiana, who had requested information; letting her know that we had no projects in the last twelve months that required land acquisition nor did we have any planned for the next twelve months.

She then passed out copies of the information that she had filled out in response to an e-mail from Celina Osborn requesting County Road and Bridge Maintenance Needs- in Response to Joint Committee on Transportation and Infrastructure. Logsdon asked Lloyd to please call John Haberman and point out that on the narrative page where you have line items 6 and 7, and explain to him we don't have wheel tax because we implemented the CEDIT fund taxes and dedicated it totally to roads.

Other Business

Kevin Deweese updated the Commissioners on his opening of Peppers Ridge Winery on August 11th; he said he had a great opening with approximately 400 people attending. The only complaints he had were on the gravel road; and he was asking for help to get something done. Gogel explained that the road was in Tolers district and they had discussed it, but he would contact him again when he got back in town and see if there was anything they could do

Melvadene Below the Clerk for the town of Richland spoke to the Commissioners concerning putting up a road sign. She explained that County Road 400 going east and west was a speed haven for the teenagers in town. What they are proposing is to put up speed signs, and a reduced speed sign ahead with flashers on it in the county right-of-way; they have plans to put a rumble strip down on the town portion. Below was asking for permission from the county to erect the sign in county right-of-way. Logsdon said he knew that Toler would be in favor of going ahead with this so he made the motion to let Richland go ahead and erect the signs in the county right-of-way at Richland's expense, not the counties. Gogel seconded the motion, motion passed.

Legal Report

Lindsey said he would have the procedures regarding the sale of the property at the Troy Refinery Site by the next meeting. A question raised earlier was addressed by Lindsey and it is explained in the Personnel Handbook under guidelines on page 69, section 6.2. After some discussion Logsdon asked Lindsey to follow up on this discussion and see what we need to do. Lindsey replied he would work with Winkler and Lynam and see what we felt needed to be done. Lindsey explained that Lloyd had given him a letter from Travelers stating they are changing a bond number concerning a blanket \$25,000 bond for Sigeco, which is now Southern Indiana Gas & Electric Company. Motion was made by Logsdon to approve the requested bond number change for Southern Indiana Gas & Electric Company. Gogel seconded the motion, motion approved.

The second reading of the Animal Control Ordinance was done and Lindsey recommended going ahead and signing Ordinance 2012-12 regarding Animal Control. Logsdon made a motion to approve Ordinance 2012-12 as read. Gogel seconded the motion, motion passed.

Other Business

Tom Utter thanked the Commissioners for their encouragement of the large project that is looking to locate in the county: what the county did triggered the state into action

Logsdon stated that Richard Lawson had tendered his letter of resignation effective 12-31-12. He felt that Lawson had done a great job and thanked him for his service and keeping the Commissioners updated on everything he was doing. Logsdon said he would speak to Lawson and ask him to let the Commanders of the Legions in the county know that there would be a vacancy.

After some discussion about Christmas decorations Logsdon made a motion to allow \$500.00 for decorations and to take it out of courthouse maintenance. Gogel seconded the motion, motion passed. A new copier for the Auditor's office that is available for anyone to use in the Courthouse was discussed. There were two quotes presented: one from Southern Business Machines and one from Ricoh. After discussing the matter Logsdon asked that the Auditor get another quote, one from Hoosier Business Machines.

Nathan Held-Region 15

Held reported that we are almost at the end of the project for the Luce Township Sewer. The main construction is complete; everything that is left is everything it takes to get a new system up and running, but for the most part, the grant funded part of the project is completed. October 31 is the actual grant close out date, we will meet that date but, bids and some other anticipated costs came in lower than originally thought. Near the end of the project there was a change order that decreased the overall project cost, this calls for a modification to the grant budget. They are allowing us to pay for the bulk of the construction contract from the grant. We have to do a letter to request the CDBG share percentage to rise from 58% to 61% and the total local share to decrease from 42% to 39%. They have already agreed to this, the county just has to request it. Logsdon made a motion for Spencer County to accept the modification of the Grant Local fund ratio for the Spencer County-Luce Township Sewer Project. Gogel seconded the motion, motion passed.

The St. Meinrad Water Project was next and Held explained that this was just the next step in the project; to sign the grant agreement. Logsdon made a motion to enter into a grant agreement with OCRA for the community block grant #CF12-113. Gogel seconded the motion, motion passed. The sub-recipient agreement has to be signed off on by the St. Meinrad Utility first then Held will bring it back before the Commissioners to sign.

The Fair Housing Ordinance that we now have needs to be amended, concerning the definition of a family. Lindsey said he would look it over and bring it back for the Commissioners consideration. Held explained that the Environmental Review Release Deadline will be published in the paper; that is something they take care of. The form that goes along with that request, for release of funds and certification stating the project name, the proposed improvements and stating that no environmental impact statement is required has to be signed by seven agencies and that has been done. The Commissioners now need to sign off on it. The bid opening dateline is March 31, 2013; this is the maximum time limit we have. Release of funds deadline is May 31, 2013. Everything on the list has to be done before we can ask for the release of funds. Hopefully everything will fall in place and we can get started early.

Logsdon made a motion to adjourn, Gogel seconded the motion, motion passed.

Meeting adjourned at 2:30 P.M.

President

Attest:

Auditor